

**IN THE  
UNITED STATES DISTRICT COURT  
FOR THE NORTHERN MARIANA ISLANDS**

<b>EMERENCIANA PETER-</b>	)	<b>CIVIL ACTION NO. 07-0022</b>
<b>PALICAN,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>DECLARATION OF</b>
	)	<b>HERBERT del ROSARIO</b>
<b>vs.</b>	)	
	)	
<b>GOVERNMENT OF THE</b>	)	
<b>COMMONWEALTH OF THE</b>	)	
<b>NORTHERN MARIANA ISLANDS,</b>	)	<b>Date :</b>
<b>and TIMOTHY P. VILLAGOMEZ,</b>	)	<b>Time:</b>
<b>in his official and individual</b>	)	<b>Judge: A. Munson</b>
<b>capacities,</b>	)	
	)	
<b>Defendants.</b>	)	
	)	

Comes now Herbert del Rosario and states under penalty of perjury that the following information is true and correct to the best of his knowledge.

1. That I am the Director of the CNMI Archives and as such am in charge and have custody and control over all documents filed at the CNMI Archives.
2. That documents on file include initial proposals, committee reports and other records from the Commonwealth's Second Constitutional Convention.

listed documents which are contained within and form a part of the records and

documents of the Second Constitutional Convention contained with the CNMI Archives.

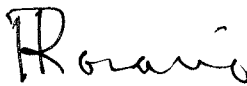
A. Delegate Proposal No. 121-85, signed by Felicidad T. Ogumoro and  
Alonzo Igisomar, consisting of one page.

B. Committee Recommendation No. 57, from the Committee on  
Governmental Institutions, consisting of two pages.

C. Committee Recommendation No. 57. A Proposed Constitutional  
Amendment "To amend Article III of the Northern Marianas Constitution regarding  
Women's Affairs", consisting of two pages.

And further your declarant sayeth not.

Executed this 24<sup>th</sup> day of December, 2007, at Saipan, Commonwealth of the  
Northern Mariana Islands.



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HERBERT del ROSARIO  
Director of CNMI Archives

Delegate Proposal No. 121-85

A Proposal

To Establish an Office of Special Assistant  
to the Governor for Women's Affairs.

BE IT PROPOSED the Article III of the Constitution is hereby amended as follows:

"Section \_\_\_\_\_. (a) The Governor shall appoint a Special Assistant for Women's Affairs. Such a person, who shall serve at the pleasure of the governor, shall be a woman with standing in the community.

(b) It is the responsibility and duty of the Special Assistant to plan, implement, and enforce a policy of affirmative action in the government and the private sector to help women to achieve the same rights and privileges enjoyed by men.

(c) The Special Assistant is empowered to promulgate, in the absence of statute and with the approval of the Governor, rules and regulations in carrying out the responsibilities and duties of the office.

Introduced by:

Felicidad T. Ogumoro  
Felicidad T. Ogumoro  
Alonso Aguirre

Date:

6/22/85

SAIPAN, CM 96950

Telephone  
6517/6572

Officers

Herman T. Guerrero, President  
Vicente M. Calvo, 1st Vice President  
David M. Cing, 2nd Vice President  
Maria T. Pangelinan, 3rd Vice President  
William B. Nabors, Convention Secretary  
Juan T. Lizama, Floor Leader

Members -

Lorenzo I. Deleon Guerrero  
Alonzo Iglsomar  
David L. Igitol  
Rita H. Inos  
Benusto R. Kalpat  
Estevan M. King  
Luis M. Limes  
Jesus P. Mafnas  
Paul A. Mangiona  
James M. Mendiola  
Aniceto H. Mundo  
Felicidad T. Ogunoro  
Karl T. Reyes  
Joaquin A. Tenorio  
Francisco Tomokane  
William S. Torres  
Ramon G. Villagomez  
Ignacio Villanueva

REPORT TO THE CONVENTION BY THE  
COMMITTEE ON GOVERNMENTAL INSTITUTIONS

Subject: Committee Recommendation No. 57

The Committee on Governmental Institutions recommends that the Convention, meeting as the Committee of the Whole, adopt the attached constitutional amendment with respect to establishment of an Office of Special Assistant for Women's Affairs.

The Committee conducted a public hearing on Delegate Proposal 121-85, received favorable testimony, and amended the proposal to reflect the recommendations and concerns expressed by the witnesses.


In recommending adoption, the Committee wishes to point out that the Constitution already provides to women of the Northern Marianas a right to equal protection under the law. In this respect, the Northern Marianas is far ahead of many societies and governmental entities in recognizing the rights of women.

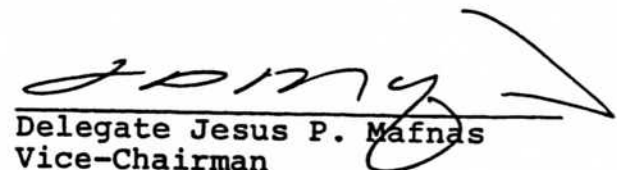
However, unlike most states and the federal government, the Northern Marianas lacks the legal and administrative mechanisms to insure that the rights and interests of women as recognized by Article I, Section 6, are promoted and protected. The intent and purpose of this recommended amendment, therefore, is to provide those legal and administrative mechanisms. By establishing these mechanisms through the Constitution, the Northern Marianas will not only join the federal family of states in mandating affirmative action for women, but, more importantly, it will stand proud among the nations of the world in that it will have done this through constitutional provision rather than merely through statute.

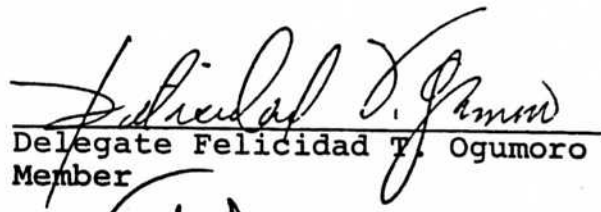
Delegate Proposal(s):


The Committee considered Delegate Proposal 121-85; it was the only proposal referred to the Committee regarding this matter. The Committee recommendation conforms fully with the intent of that proposal. Therefore, the Committee strongly urges all of the Convention delegates to support the attached recommended constitutional amendment.

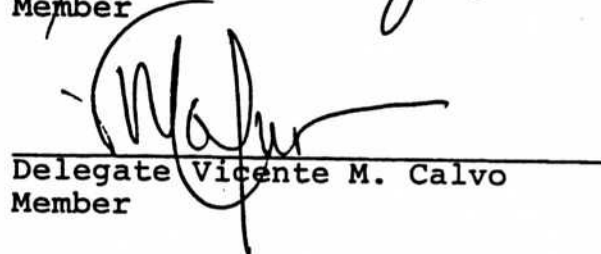
Respectfully submitted,


  
Delegate Juan T. Lizama  
Chairman

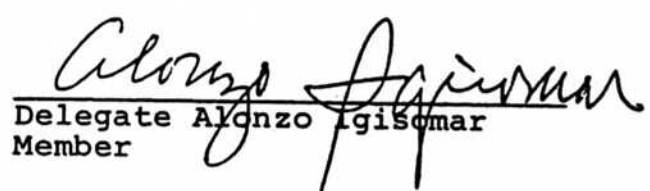
  
Delegate Jesus P. Mafnas  
Vice-Chairman

  
Delegate Felicidad T. Ogumoro  
Member

  
Delegate Benusto R. Kaipat  
Member

  
Delegate Vicente M. Calvo  
Member

  
Delegate David M. Cing  
Member

  
Delegate Alonzo Agisomar  
Member

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A PROPOSED CONSTITUTIONAL AMENDMENT

To amend Article III of the Northern Marianas Constitution regarding Women's Affairs.

BE IT ADOPTED BY THE SECOND CONSTITUTIONAL CONVENTION:

Upon ratification pursuant to Section 5 of Article XVIII of the Commonwealth of the Northern Mariana Islands Constitution and Public Law No. 4-30, the Constitution of the Commonwealth of the Northern Mariana Islands is amended as follows:

1 1. Effective upon ratification, Article III is amended to add a new  
2 section to read:

3 "Section \_\_\_\_\_. Special Assistant for Women's Affairs.

4 a) There is hereby established an Office of Special  
5 Assistant to the Governor for Women's Affairs. The Governor  
6 shall appoint a person, who is qualified by virtue of education  
7 and experience, to be the Special Assistant. The Special  
8 Assistant may be removed only for cause.

9 b) It is the responsibility and duty of the Special  
10 Assistant to establish and implement a policy of affirmative  
11 action in the government and private sector to help women to  
12 achieve social, political and economic parity. The Special  
13 Assistant shall promote the interests of women, assist agencies  
14 of government and private organizations to plan and implement  
15 programs and services for women, monitor compliance of laws and  
16 regulations by government agencies and private organizations,  
17 organize community education strategies regarding the roles of  
18 women, and recommend to the governor and the legislature for  
19 consideration legislation of benefit to women.

20 c) The Special Assistant maybe authorized to hire staff  
21 and shall promulgate rules and regulations in carrying out the

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1 responsibilities and duties.

2 d) The Governor shall include in the budget of the  
3 executive branch the funding necessary to fully implement the  
4 provisions of this Section.

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19 ADOPTED, AS AMENDED, BY THE COMMITTEE OF THE WHOLE AND THE  
CONVENTION, JULY 20, 1985  
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